

COUNTY COUNCIL
OF
HARFORD COUNTY, MARYLAND

BILL NO. 82-49Introduced by Council President John W. HardwickeLegislative Day No. 82-22 Date July 6, 1982

AN EMERGENCY ACT to propose an amendment to Article VII of the Charter of Harford County, Maryland, titled, Planning and Zoning, by repealing and re-enacting with amendments Section 706, subtitled, Restrictions in Zoning Cases; to provide that no person knowingly and intentionally influence or attempt to influence the Board of Appeals outside of its hearing process; and to further provide for the submission of this amendment to the legally qualified voters of Harford County for their adoption or rejection in accordance with Section 905 of the Charter of Harford County, Maryland.

By the Council, July 6, 1982

Introduced, read first time, ordered posted and public hearing scheduled

on: August 3, 1982at: 6:00 P.M.By Order: Angela Markowski, Secretary

PUBLIC HEARING

Having been posted and notice of time and place of hearing and title of Bill having been published according to the Charter, a public hearing was held on August 3, 1982 and concluded on August 3, 1982.

Angela Markowski, Secretary

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW. [Brackets] indicate matter deleted from existing law. Underlining indicates language added to Bill by amendment. Language lined through indicates matter stricken out of Bill by amendment.

BILL NO. 82-49

Section 1. *Be It Enacted By The County Council of Harford County, Maryland*, that Article VII, Section 706, titled, Planning and Zoning, subtitled, Restrictions on Zoning Cases, of the Charter of Harford County, Maryland, be, and it is hereby repealed and re-enacted with amendments, all to read as follows:

Article VII. Planning and Zoning.

Section 706. Restrictions in Zoning Cases.

(a) State and County officials who are employees may not appear in a representative capacity on behalf of any private party in any zoning case.

(b) No person shall influence or attempt to influence, directly or indirectly, either the [Council] BOARD OF APPEALS or one of its hearing examiners in arriving at a decision in any pending zoning [matter] CASE, except as that person may appear before the [Council] BOARD OF APPEALS or one of its hearing examiners at a public hearing and as a party or as a representative or witness on behalf thereof.

(c) IN ORDER TO ASURE COMPLIANCE HEREWITH, ANY PERSON CONTACTING A MEMBER OF THE BOARD OF APPEALS IN VIOLATION OF SUBSECTION (b) SHALL BE IMMEDIATELY INFORMED OF THE PROVISIONS OF THIS SECTION.

(d) Any person who KNOWINGLY AND intentionally violates any of the provisions of this section shall, [on] UPON conviction, be imprisoned for not more than six months, or be fined not more than one thousand dollars, or both IMPRISONED AND FINED.

Section 2. *And Be It Further Enacted*, that before this Act becomes effective, it shall first be submitted to a Referendum of the legally qualified voters of Harford County in accordance with Section 905 of the Charter of Harford County, Maryland, at the General Election to be held in November of 1982. There shall be printed on the ballots or ballot labels to be used at this election the title of this Act, and underneath the title, on separate

1 lines, a square or box to the right of and opposite the words,
2 "For ____", and a corresponding square or box to the right of and
3 opposite the words, "Against ____", so that each voter of the
4 County may designate his or her decision for or against the
5 provisions of this Act. If a majority of the votes cast in the
6 election are "For ____", the provisions of this Act shall become
7 effective from and after the thirtieth (30th) day following the
8 election, but if a majority of the votes cast in the election are
9 "Against ____", the provisions of this Act shall be of no effect
10 and null and void.

11 Section 3. *And Be It Further Enacted*, that subject to the pro-
12 visions of Section 2 herein and for the sole purpose of providing
13 for the Referendum therein required, this Act shall take effect on
14 the date it becomes law.

15 EFFECTIVE: Subject to the provisions of this Bill,
16 December 3, 1982
17
18

19 The Secretary of the Council does hereby
20 certify that fifteen (15) copies of this bill
21 are immediately available for distribution to
the public and the press.

22 Angela M. Marlowe
23 Secretary
24
25
26
27
28
29
30
31
32

BY THE COUNCIL

Read the third time, BILL NO. 82-49

Passed LSD 82-26 (August 3, 1982) ~~XXXXXXXXXXXXXX~~~~XXXXXXXXXXXXXX~~

By order

Angela Markowski, Secretary

Sealed with the County Seal and presented to the County Executive
for his approval this 4th day of August, 1982
at 3:00 o'clock P.M.

Angela Markowski, Secretary

BY THE EXECUTIVE

APPROVED:

Thomas Branger
County Executive
Date August 6, 1982

BY THE COUNCIL

This Bill (No. 82-49), having been approved by the Executive and returned to the Council, becomes law on August 6, 1982, for the purpose of providing for Referendum therein required and subject to the provisions of Section 2 and Section 3 of the Bill.

Angela Markowski
Secretary of the Council

This Act, having been approved by a majority of the voters of Harford County, voting on the amendment (Question G) to the Charter of Harford County, Maryland, in General Election on November 2, 1982, stands effective December 3, 1982.

Angela Markowski
Secretary of the Council

Filed & Recorded 1-11-1983 at 11:02 A.M.
H.D. 82-49-7 82-49-7
H. Douglas L. Brown, Clerk, Harford Co.

EFFECTIVE DATE: December 3, 1982